

Copy of Declaration Previously Submitted in Serial No. 09/362,328

DECLARATION AND PETITION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SMILAGENIN AND ITS USE, the specification of which was filed on July 28, 1999, and assigned Serial No. 09/362,328.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

Prior Foreign Application(s)

| | | | Priority Claimed | |
|-------------|---------------|--------------------------|------------------|----|
| GB9905275.5 | Great Britain | 08 March 1999 | <u>X</u> | |
| Number) | (Country) | (Day, month, year filed) | Yes | No |
| (Number) | (Country) | (Day, month, year filed) | Yes | No |

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|--------------------------|-------------|--|
| (Application Serial No.) | Filing Date | (Status: Patented, pending, abandoned) |
| (Application Serial No.) | Filing Date | (Status: Patented, pending, abandoned) |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Wherefore I pray that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

Full name of sole or first inventor: Zongqin XIA

Inventor's signature [Signature] Date Oct. 18. 1999

Residence: Flat 403, Block 8, No. 1, Jian-De Road, Shanghai 200025, China

Citizenship: Chinese

Post Office Address: Same as above

Full name of second inventor: Ian RUBIN

Inventor's signature _____ Date _____

Residence: Hill Farm House, 9 High Street, Castle Donington, Leicester LE74 2PP, Great Britain

Citizenship: British

Post Office Address: Same as above

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Full name of sole or first inventor: Zongqin XIA Date _____
 Inventor's signature _____
 Residence: Flat 403, Block 8, No. 1, Jian-De Road, Shanghai 200025, China
 Citizenship: Chinese
 Post Office Address: Same as above

Full name of second inventor: Ian RUBIN Date 6/10/99
 Inventor's signature Ian Rubin
 Residence: 11/11 Fawn House, 9 High Street, Loughborough, Leicestershire LE17 4 2PP, Great Britain
 Citizenship: British
 Post Office Address: Same as above

06 OCT 1999

Full name of third inventor: Brian WHITTLE

Brian Whittle

Date 6 Oct 1999

Inventor's signature

Residence: Mereclose, Hull Road, Hornsea, East Yorkshire HU18 1RJ, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fourth inventor: Philip GUNNING

Date

Inventor's signature

Residence: 37a King Street, Saffron Walden, Essex CB10 3EU, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fifth inventor: Yaer HU

Date

Inventor's signature

Residence: Flat 1209, Block 1, Lane 357, Ma-Dang Road, Shanghai 200025, China

Citizenship: Chinese

Post Office Address: Same as above

Full name of sixth inventor: Jonathan BROSTOFF

Date

Inventor's signature

Residence: 34 Fitziohn Avenue, London NW3 5NB, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of seventh inventor: Weijun WANG

Date

Inventor's signature

Residence: 10 Brecon Way, Hinchbrook Park, Huntingdon, Cambridgeshire PE18 8XX, Great Britain

Citizenship: Chinese

Post Office Address: Same as above

Full name of third inventor: Brian WHITTLE

Date _____

Inventor's signature _____

Residence: Mereclose, Hull Road, Hornsea, East Yorkshire HU18 1RJ, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fourth inventor: Philip GUNNING

Date 6th October 99

Inventor's signature P. J. Gunning

Residence: 37a King Street, Saffron Walden, Essex CB10 3EU, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fifth inventor: Yao HU

Date _____

Inventor's signature _____

Residence: Flat 1209, Block 1, Lane 357, Ma-Dang Road, Shanghai 200025, China

Citizenship: Chinese

Post Office Address: Same as above

Full name of sixth inventor: Jonathan BROSTOFF

Date _____

Inventor's signature _____

Residence: 34 Fitzjohn Avenue, London NW3 5NB, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of seventh inventor: Weijun WANG

Date _____

Inventor's signature _____

Residence: 10 Brecon Way, Hinchingsbrooke Park, Huntingdon, Cambridgeshire PE18 8XX, Great Britain

Citizenship: Chinese

Post Office Address: Same as above

Full name of third inventor: Brian WHITTLE

Inventor's signature _____

Date _____

Residence: Mereclose, Hull Road, Hornsea, East Yorkshire HU18 1RJ, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fourth inventor: Philip GUNNING

Inventor's signature _____

Date _____

Residence: 37a King Street, Saffron Walden, Essex CB10 3EU, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fifth inventor: Yaer HU

Inventor's signature _____

Date Oct. 12, 1999

Residence: Flat 1209, Block 1, Lane 357, Ma-Dang Road, Shanghai 200025, China

Citizenship: Chinese

Post Office Address: Same as above

Full name of sixth inventor: Jonathan BROSTOFF

Inventor's signature _____

Date _____

Residence: 34 Fitzjohn Avenue, London NW3 5NB, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of seventh inventor: Weijun WANG

Inventor's signature _____

Date _____

Residence: 10 Brecon Way, Hinchingsbrooke Park, Huntingdon, Cambridgeshire PE18 8XX, Great Britain

Citizenship: Chinese

Post Office Address: Same as above

Full name of third inventor: Brian WHITTLE

Date

Inventor's signature

Residence: Mereclose, Hull Road, Hornsea, East Yorkshire HU18 1RJ, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fourth inventor: Philip GUNNING

Date

Inventor's signature

Residence: 37a King Street, Saffron Walden, Essex CB10 3EU, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fifth inventor: Yaer HU

Date

Inventor's signature

Residence: Flat 1209, Block 1, Lane 357, Ma-Dang Road, Shanghai 200025, China

Citizenship: Chinese

Post Office Address: Same as above

Full name of sixth inventor: Jonathan BROSTOFF

Date

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Residence: 34 Fitzjohn Avenue, London NW3 5NB, Great Britain

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Post Office Address: Same as above

Full name of seventh inventor: Weijun WANG

Date

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Residence: 10 Brecon Way, Hinchingsbrooke Park, Huntingdon, Cambridgeshire PE18 8XX, Great Britain

Citizenship: Chinese

Post Office Address: Same as above

Full name of third inventor: Brian WHITTLE

Date _____

Inventor's signature _____

Residence: Mereclose, Hull Road, Hornsea, East Yorkshire HU18 1RJ, Great Britain

Citizenship: British

Post Office Address: Same as above

Full name of fourth inventor: Philip GUNNING

Date _____

Inventor's signature _____

Residence: 37a King Street, Saffron Walden, Essex CB10 3EU, Great Britain

Citizenship: British

Post Office Address: Same as above

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Citizenship: British

Post Office Address: Same as above

Full name of seventh inventor: Weijun WANG

Date _____

Inventor's signature Weijun

Residence: 10 Brecon Way, Hinchingsbrooke Park, Huntingdon, Cambridgeshire PE18 8XX, Great Britain

Citizenship: Chinese

Post Office Address: Same as above

11 OCT 1999

11/10/99